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WRITER'S DIRECT NUMBER:

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July 23, 1998

**Assistant Commissioner for Patents** Washington, D.C. 20231

Re:

U.S. Utility Patent Application

Appl. No. 09/064,057; Filed: April 22, 1998

Compositions and Methods for Reverse Transcription of Nucleic Acid For:

**Molecules** 

Inventors:

GERARD et al.

Our Ref:

0942.4330002/RWE/BJD

RECFIVED

JUL 28 1998

**GROUP 1800** 

Sir:

Transmitted herewith for appropriate action are the following documents:

- Fee Transmittal Form (PTO/SB/17) (in duplicate) 1.
- 2. Second Preliminary Amendment;
- Our check no. 22379 in the amount of \$104.00 to cover additional claim fees; and 3.
- 4. One return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Assistant Commissioner for Patents July 23, 1998 Page 2



The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. A duplicate copy of this letter is enclosed.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Brian J. Del Buono

Agent for Applicants

Registration No. P-42,473

BJD:aaw Enclosures

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of info

## PADEMARY FEE TRANSMITTAL Patent fees are subject to annual revision on October 1.

Sma othe

TOTAL AMOUNT OF PAYMENT

These are the fees effect all Entity payments <u>must</u> be supp erwise large entity fees must be	ctive October 1, 1997. ported by a small entity statement, paid. See Forms PTO/SB/09-12.
See 37 C.F.R. §§	
NAME OF DAYMENT	(\$) 104.00

PTO/SB/17 (2/98) Approved for use through 09/30/2000. OMB 0651-0032 Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE of formation unless it displays a valid OMB control number.						
Complet if Known						
Application Number	09/064,057					
Filing Date	April 22, 1998					
First Named Inventor	Gerard					
Examiner Name	To be assigned					
Group / Art Unit	1635					
Attorney Docket Number	0942.4330002/RWE/BJD					

METHOD OF PAYMENT (check one)	FEE CALCULATION (continued)							
1.   The Commissioner is hereby authorized to charge indicated fees and credit any overpayment to:	3. ADDIT	TIONAL F	EES	ÆS				
Deposit Account Deposit Account Sterne, Kessler, Goldstein & Fox P.L.L.C.	Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid		
Name Stories, Tessier, Gottstein et a straight	ĺ		205		Surcharge - late filing fee or oath			
☐ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17  Charge the Issue Fee Set in 37 CFR 1.18 at the Mailing of the Notice of Allowance	105	130 50	203		Surcharge - late provisional filing fee or cover sheet			
, morrained	] ] 139	130	139	130	Non-English specification			
2. 🛛 Payment Enclosed: 🔻 Check No. 22379	100	,55		,				
	147	2,520	147	2,520	For filing a request for reexamination			
☐ Money Order ☐ Other*  *Charge any deficiencies or credit any overpayments in the fees or fee calculations of Parts 1, 2 and 3 below to Deposit Account No. 19-0036.	112	920*	112	920*	Requesting publication of SIR prior to Examiner action			
FEE CALCULATION	113	1,840*	113	1,840*	* Requesting publication of SIR after Examiner action			
	115	110	215	55	Extension for reply within first month			
1. BASIC FILING FEE	116	400	216	200	Extension for reply within second month			
	117	950	217	475	Extension for reply within third month			
Large Entity Small Entity Fee Fee Fee Fee Description Fee Paid	118	1,510	218	755	Extension for reply within fourth month			
Code (\$) Code (\$)	128	2,060	228	1,030	Extension for reply within fifth month			
101 790 201 395 Utility filing fee	119	310	219	155	Notice of Appeal			
106 330 206 165 Design filing fee	120	310	220	155	Filing a brief in support of an appeal			
107 540 207 270 Plant filing fee	121	270	221		Request for oral hearing			
108 790 208 395 Reissue filing fee	138	1,510	138		Petition to institute a public use proceeding			
114 150 214 75 Provisional filing fee	140	110	240		Petition to revive - unavoidable			
	141	1,320	241	660	Petition to revive - unintentional			
SUBTOTAL (1) (\$) <u>-0-</u>	142	1,320	242	660	Utility issue fee (or reissue)			
	143	450	243	225	Design issue fee			
	144	670	244	335	Plant issue fee			
2. EXTRA CLAIM FEES Fee from Extra below Fee Paid	122	130	122	130	Petitions to the Commissioner			
Total Claims 64 - 63** = 43 X 22.00 = 22.00 Indep. Claims 14 - 13** = 1 X 82.00 = 82.00	123	50	123	50	Petitions related to provisional applications			
Multiple Dependent Claims =	126	240	126	240	Submission of Information Disclosure Stmt			
** or number previously paid, if greater, For Reissues, see below Large Entity Small Entity Fee Fee Fee Fee Fee Description Code (\$) Code (\$)	581	40	581	40	Recording each patent assignment per property (times number of properties)			
103 22 203 11 Claims in excess of 20	146	790	246	395	Filing a submission after final rejection (37 CFR 1.129(a))			
102 82 202 41 Independent claims in excess of 3								
104 270 204 135 Multiple dependant claim	149	790	249	395	For each additional triverside id the lamine is (37 CFR 1.129 b)			
108 82 209 41 **Reissue independent claims over original patent	Other fee (	Other fee (specify) :			MIL 28 1996			
110 22 210 11 **Reissue claims in excess of 20 and over original patent	Other fee (	Other fee (specify) :			GROUP 1800			
		*Reduced by Basic Filing Fee Paid			GHOUP 1000			
SUBTOTAL (2) (\$) <u>104.00</u> SUBTOTAL (3) (\$) <u>-0-</u>								
SUBMITTED BY Complete (if applicable)								

SUBMITTED BY				Complete (if applicable)		
Typed or Printed Name	Brian J. Del Buono			Reg. Number	P-42,473	
Signature	Brian Taples	Date	JULY 23, 1998	Deposit Acct. User ID		



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

GERARD et al.

Appl. No.: 09/064,057

Filed: April 22, 1998

For:

**Compositions and Methods for** 

**Reverse Transcription of Nucleic** 

**Acid Molecules** 

Art Unit: 1635

Examiner:

(To be Assigned)

Atty. Docket: 0942.4330002/RWE/BJD

## **Second Preliminary Amendment**

Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

In advance of prosecution in the above identified matter, please amend the application as follows:

In the Claims:

Please add the following new claim:

BI

116. ASLV reverse transcriptase, wherein said ASLV reverse transcriptase is

reduced or substantial reduced in RNase H activity. --

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JUL 28 1998

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01 FC:103 02 FC:102 22.00 OF

Remarks

Support for new claim 116 may be found throughout the specification as originally filed, particularly at page 27, lines 7-13. Hence, the foregoing amendment does not add new matter, and its entry is respectfully requested.